

REMARKS

Applicant requests the Examiner to contact the undersigned to schedule a telephone interview to be conducted before a next action in this application. This request was also made by telephone in November 21, 2008.

Claims 1-40 are pending, with claims 18-25 and 35-40 withdrawn from consideration.

Applicant thanks the Examiner for the allowance of claims 29-34 and the indication of allowable subject matter in claims 5, 7, 10, and 14-17.

Claims 1, 3, 4, 6, 8, 9, 12, and 26-28 remain rejected under 35 USC 103(a) as being unpatentable over Fleeson (U.S. Patent No. 6,353,846) in view of Rawson et al. (U.S. Patent No. 5,692,204; hereinafter "Rawson"). Claim 2 remains rejected under 35 USC 103(a) as being unpatentable over Fleeson in view of Rawson and Pelham et al. (U.S. Patent No. 4,967,375; hereinafter "Pelham"). Claim 11 remains rejected under 35 USC 103(a) as being unpatentable over Fleeson in view of Rawson and Quick, Jr. (U.S. Patent No. 5,673,259). Claim 13 remains rejected under 35 USC 103(a) as being unpatentable over Fleeson in view of Rawson and Arazi et al. (U.S. Patent Publication No. 2001/0041594; hereinafter "Arazi").

Applicant continues to traverse these rejections for the following reasons.

Independent claim 1 recites "... a method of *operating* the hardware resources ... b) transmitting *operating* information associated with the first address to the first hardware resource; ... wherein the method is performed in real time while the wireless communication device is *operating*."

In contrast, Fleeson describes *configuring* hardware resources before the device operates. Fleeson allows a user to realize a required function from a set of pre-defined hardware resources. Each resource has its own set of properties. When a function (or a communication link as in Fleeson's example scenario) needs to be implemented, an evaluation expression is used for the

property of each possible hardware resource. Only those hardware resources which pass the evaluation expression test will be used to implement the required function. See column 3, lines 26-49.

Further, independent claim 1 recites “wherein the method is performed in *real time* while the wireless communication device is operating.”

In contrast, Fleeson describes allocating resources during configuration according to the existing hardware resources’ properties. Fleeson’s configuration scheme is not applicable to real-time applications.

Further, independent claim 1 recites “b) *transmitting operating information* associated with the first address to the first hardware resource.”

In contrast, Fleeson *retrieves or reads* hardware parameters or properties of hardware resources using an evaluation expression to determine if a hardware resource can be used.

Rawson fails to make up for Fleeson’s deficiencies.

Thus, independent claim 1, along with dependent claims 3, 4, 6, 8, 9, and 12, is patentable over the applied references for at least these reasons.

Since independent claims 26-28 include limitations similar to the limitations discussed above with respect to independent claim 1, they are patentable over the applied references for at least the same reasons.

Dependent claims 2, 11, and 13, which depend either directly or indirectly on independent claim 1, stand rejected under 35 USC §103(a) in view of additional references. The additional references are not cited to cure Fleeson’s and Rawson’s deficiencies, but rather for their disclosure of other features, which, whether or not they do disclose, fail to cure the noted deficiencies in

Fleeson and Rawson. Thus dependent claims 2, 11, and 13 are patentable over the applied references at least by virtue of their dependence on independent claim 1.

In view of the above, Applicant believes the pending application is in condition for allowance.

In the event a fee is required or if any additional fee during the prosecution of this application is not paid, the Patent Office is authorized to charge the underpayment to Deposit Account No. 50-2215.

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Respectfully submitted,

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